

You see, every single year we lose about the same number of human lives to abortion as we have lost to COVID since it first broke out. If for the last 50 years we had a little red flag, each marking one of those human lives lost, there would be a sea of red. It would take up not just the grass all around the Washington Monument, which is large, it would probably take up all the grass between the Capitol, the Washington Monument, and the Lincoln Memorial. It would be a sea of red.

So, no, no, you can't say that this is a war on science to be concerned about individuals being able to make their own decision about whether to get this vaccine.

If you want to accuse people on the other side of the aisle of doing something, you have to stop and think about other decisions that we make—other decisions that some are willing to defend, decisions that involve a whole lot of human suffering and a whole lot of loss of a whole lot of human lives.

I get that a lot of people disagree on these things, but the fact that we disagree on them doesn't mean that they don't exist. It certainly doesn't mean that we can stand by and watch as if a vestigial legislative organ—as one single man steps into the shoes of 435 Representatives or 100 Senators—makes, as it were, a law that, on its own, fails even to accommodate good-faith medical concerns backed up by medical science.

It is too bad that we couldn't pass this simple law today. We could have; we should have; I wish we would have. I will be back. This issue isn't going away. Neither am I.

I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Ms. CANTWELL. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

Ms. CANTWELL. Mr. President, I ask unanimous consent to complete my remarks before the vote.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### NOMINATION OF LAUREN J. KING

Ms. CANTWELL. Mr. President, I come to the floor this afternoon to support the nomination of Lauren King to serve as judge for the U.S. District Court of Western Washington. I am pleased to have recommended her to President Biden.

As a citizen of the Muscogee Nation, Ms. King will be the first Native American Federal judge from my home State and only the sixth-ever Native judge in our country's history.

She is extremely well qualified and has an abundance of Tribal court experience, something that is very important in my State. We are home to 29 federally recognized Tribes, and it is long overdue that our Federal court

system includes those who have deep understanding and appreciation of Tribal trust responsibilities and Federal Indian law.

Ms. King has extensive litigation experience and is a recognized leader in Tribal law. She has been a pro tem appellate judge for the Northwest Intertribal Court System since 2013. She has also served as a commissioner on the Washington State Gambling Commission and chairs her law firm's Native American Law Practice Group.

A graduate from the University of Washington and the University of Virginia School of Law, she has also taught Federal Indian law at Seattle University. She has earned the support of the National Congress of American Indians, the Affiliated Tribes of Northwest Indians, and other leading Native organizations.

I know she will make an excellent addition to our court in the Western District of Washington, and I urge my colleagues to support her nomination.

#### VOTE ON KING NOMINATION

The PRESIDING OFFICER. All postcloture time has expired.

The question is, Will the Senate advise and consent to the King nomination?

Ms. CANTWELL. Mr. President, I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The clerk will call the roll.

The legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from California (Mrs. FEINSTEIN) is necessarily absent.

The result was announced—yeas 55, nays 44, as follows:

#### [Rollcall Vote No. 407 Ex.]

##### YEAS—55

Baldwin	Hickenlooper	Reed
Bennet	Hirono	Rosen
Blumenthal	Kaine	Rounds
Booker	Kelly	Sanders
Brown	King	Schatz
Cantwell	Klobuchar	Schumer
Cardin	Leahy	Shaheen
Carper	Lujan	Sinema
Casey	Manchin	Smith
Collins	Markey	Stabenow
Coons	McConnell	Tester
Cortez Masto	Menendez	Van Hollen
Duckworth	Merkley	Warner
Durbin	Murkowski	Warnock
Gillibrand	Murphy	Warren
Graham	Murray	Whitehouse
Grassley	Ossoff	Wyden
Hassan	Padilla	
Heinrich	Peters	

##### NAYS—44

Barrasso	Fischer	Risch
Blackburn	Hagerty	Romney
Blunt	Hawley	Rubio
Boozman	Hoeven	Sasse
Braun	Hyde-Smith	Scott (FL)
Burr	Inhofe	Scott (SC)
Capito	Johnson	Shelby
Cassidy	Kennedy	Sullivan
Cornyn	Lankford	Thune
Cotton	Lee	Tillis
Cramer	Lummis	Toomey
Crapo	Marshall	Tuberville
Cruz	Moran	Wicker
Daines	Paul	Young
Ernst	Portman	

NOT VOTING—1

Feinstein

The nomination was confirmed.

The PRESIDING OFFICER (Mr. PETERS). Under the previous order, the motion to reconsider is considered made and laid upon the table, and the President will be immediately notified of the Senate's actions.

The Senator from Virginia.

#### EXECUTIVE CALENDAR

Mr. WARNER. Mr. President, I ask unanimous consent that the Senate consider Calendar No. 390, and that the Senate vote on the nomination without intervening action or debate.

There being no objection, the Senate proceeded to consider the nomination.

The PRESIDING OFFICER. The clerk will report the nomination.

The senior assistant legislative clerk read the nomination of the following named officer for appointment to the grade indicated in the United States Space Force under title 10, U.S.C., section 716: to be Brigadier General, Brig. Gen. Gregory J. Gagnon.

The PRESIDING OFFICER. The question is, Will the Senate advise and consent to the Gagnon nomination?

The nomination was confirmed.

Mr. WARNER. I ask unanimous consent that the motion to reconsider be considered made and laid upon the table, all without intervening action or debate; that no further motions be in order to the nomination; that any statements related to the nomination be printed in the RECORD; and that the President be immediately notified of the Senate's action.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### EXECUTIVE CALENDAR

Mr. WARNER. I ask unanimous consent that the Senate consider the following nominations en bloc: Calendar Nos. 392 through 399; that the Senate vote on the nominations en bloc, without intervening action or debate; that the motions to reconsider be considered made and laid upon the table, with no intervening action or debate; that any statements related to the nomination be printed in the RECORD; and that the President be immediately notified of the Senate's action.

There being no objection, the Senate proceeded to consider the nominations en bloc.

The PRESIDING OFFICER. The question is, Will the Senate advise and consent to the nominations of Jessica D. Aber, of Virginia, to be United States Attorney for the Eastern District of Virginia for the term of four years; Carla B. Freedman, of New York, to be United States Attorney for the Northern District of New York for the term of four years; William J. Ihlenfeld II, of West Virginia, to be United States Attorney for the Northern District of West Virginia for the

term of four years; Christopher R. Kavanaugh, of Virginia, to be United States Attorney for the Western District of Virginia for the term of four years; Darcie N. McElwee, of Maine, to be United States Attorney for the District of Maine for the term of four years; Breon S. Peace, of New Jersey, to be United States Attorney for the Eastern District of New York for the term of four years; William S. Thompson, of West Virginia, to be United States Attorney for the Southern District of West Virginia for the term of four years; and Damian Williams, of New York, to be United States Attorney for the Southern District of New York for the term of four years?

The nominations were confirmed en bloc.

## LEGISLATIVE SESSION

### MORNING BUSINESS

Mr. WARNER. Mr. President, I ask unanimous consent that the Senate proceed to legislative session and be in a period of morning business, with Senators permitted to speak therein for up to 10 minutes each.

The PRESIDING OFFICER. Without objection, it is so ordered.

### NOTICES OF A TIE VOTE UNDER S. RES. 27

Mr. BROWN. Mr. President, I ask unanimous consent to print the following letters into the CONGRESSIONAL RECORD.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

U.S. SENATE, COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS,

*Washington, DC, October 5, 2021.*

*To the Secretary of the Senate:*

PN433, the nomination of Solomon Jeffrey Greene, of the District of Columbia, to be an Assistant Secretary of Housing and Urban Development, vice Seth Daniel Appleton, having been referred to the Committee on Banking, Housing, and Urban Affairs, the Committee with a quorum present, has vote on the nomination as follows—

1. On the question of reporting the nomination favorably with the recommendation that the nomination be confirmed 12 ayes to 12 noes; and

In accordance with Section 3 paragraph (1)(A) of S. Res. 27 of the 117th Congress, I hereby give notice that the Committee on Banking, Housing, and Urban Affairs has not reported the nomination because of a tie vote and ask that this notice be printed in the Record pursuant to the Resolution.

U.S. SENATE, COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS,

*Washington, DC, October 5, 2021.*

*To the Secretary of the Senate:*

PN604, the nomination of Brian Eddie Nelson, of California, to be Under Secretary for Terrorism and Financial Crimes, vice Sigal Mandelker, resigned, having been referred to the Committee on Banking, Housing, and Urban Affairs, the Committee with a quorum

present, has vote on the nomination as follows—

1. On the question of reporting the nomination favorably with the recommendation that the nomination be confirmed 12 ayes to 12 noes; and

In accordance with Section 3 paragraph (1)(A) of S. Res. 27 of the 117th Congress, I hereby give notice that the Committee on Banking, Housing, and Urban Affairs has not reported the nomination because of a tie vote and ask that this notice be printed in the Record pursuant to the Resolution.

U.S. SENATE, COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS,

*Washington, DC, October 5, 2021.*

*To the Secretary of the Senate:*

PN605, the nomination of Elizabeth Rosenberg, of Vermont, to be Assistant Secretary for Terrorist Financing, Department of the Treasury, vice Marshall Billingslea, having been referred to the Committee on Banking, Housing, and Urban Affairs, the Committee with a quorum present, has vote on the nomination as follows—

1. On the question of reporting the nomination favorably with the recommendation that the nomination be confirmed 12 ayes to 12 noes; and

In accordance with Section 3 paragraph (1)(A) of S. Res. 27 of the 117th Congress, I hereby give notice that the Committee on Banking, Housing, and Urban Affairs has not reported the nomination because of a tie vote and ask that this notice be printed in the Record pursuant to the Resolution.

U.S. SENATE, COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS,

*Washington, DC, October 5, 2021.*

*To the Secretary of the Senate:*

PN747, the nomination of David Uejio, of California, to be an Assistant Secretary of Housing and Urban Development, vice Anna Maria Farias, having been referred to the Committee on Banking, Housing, and Urban Affairs, the Committee with a quorum present, has vote on the nomination as follows—

1. On the question of reporting the nomination favorably with the recommendation that the nomination be confirmed 12 ayes to 12 noes; and

In accordance with Section 3 paragraph (1)(A) of S. Res. 27 of the 117th Congress, I hereby give notice that the Committee on Banking, Housing, and Urban Affairs has not reported the nomination because of a tie vote and ask that this notice be printed in the Record pursuant to the Resolution.

U.S. SENATE, COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS,

*Washington, DC, October 5, 2021.*

*To the Secretary of the Senate:*

PN767, the nomination of Julia Ruth Gordon, of Maryland, to be an Assistant Secretary of Housing and Urban Development, vice Dana T. Wade, having been referred to the Committee on Banking, Housing, and Urban Affairs, the Committee with a quorum present, has vote on the nomination as follows—

1. On the question of reporting the nomination favorably with the recommendation that the nomination be confirmed 12 ayes to 12 noes; and

In accordance with Section 3 paragraph (1)(A) of S. Res. 27 of the 117th Congress, I hereby give notice that the Committee on Banking, Housing, and Urban Affairs has not reported the nomination because of a tie vote and ask that this notice be printed in the Record pursuant to the Resolution.

## VOTE EXPLANATION

Mr. KELLY. Mr. President, on October 4, 2021, I missed the vote No. 403 on confirmation of Jonathan Meyer to be General Counsel for the Department of Homeland Security. Had I been in attendance, I would have voted yes on his confirmation.

## TRIBUTE TO ANITA DEASON

Mr. BOOZMAN. Mr. President, I rise to honor the service of Colonel (retired) Anita Deason as she retires from her work on behalf of the people of Arkansas, and especially the military and veterans community, as a member of my staff in the U.S. Senate.

Colonel Deason started her lifetime of service at 19 years old when she joined the Arkansas Army National Guard. She retired from that career in 2013 with 33 years of service and soon after joined my staff as our military and veterans liaison. Throughout her tenure with my office, she has used her knowledge and experience to improve programs and services for countless veterans and their families.

Over the past 7 years, Colonel Deason has traveled all across the Natural State to meet with veterans' organizations; visit local, State, and Federal facilities, as well as nonprofits; and resolve countless problems for her fellow veterans. Whether bringing groups together to tackle difficult issues or lending her support to promising new programs, she used every skill and connection she had to improve the lives of the men and women who serve our State and our Nation.

Of all her accomplishments during her time in the Senate, Anita is probably best known as a champion of the Library of Congress Veterans History Project. She spearheaded my office's involvement in this program to ensure that stories of America's veterans are recorded for generations to come. At that time, Arkansas veterans were underrepresented in this national collection, so she set out to conduct interviews and train other Arkansans to do the same. She ensured that veterans from all eras are included and that previously overlooked stories were recorded from veterans of color, women veterans, and others who served our country with honor and helped shape our modern military. She taught workshops, gave media interviews and trained other congressional staff, all in an effort to make the project even more robust and successful because of her passion for helping to learn about and preserve our former servicemembers' stories and experiences.

Her tenure in the Senate is only a small portion of Colonel Deason's public service. During her career in the Arkansas Army National Guard, she served as a platoon leader, detachment commander, company executive officer, and company commander. She was eventually promoted to colonel while serving as the human resources officer.